

**CITY OF DELTONA, FLORIDA  
CITY COMMISSION WORKSHOP MEETING  
MONDAY, AUGUST 25, 2014**

A Workshop Meeting of the Deltona City Commission was held on Monday, August 25, 2014 in the City Hall, 2<sup>nd</sup> Floor Conference Room, 2345 Providence Blvd. Deltona, Florida.

**1. CALL TO ORDER:**

The meeting was called to order at 5:30 p.m. by Mayor John Masiarczyk, Sr.

**2. ROLL CALL:**

|               |                  |         |
|---------------|------------------|---------|
| Mayor         | John Masiarczyk  | Present |
| Vice Mayor    | Heidi Herzberg   | Excused |
| Commissioner  | Webster Barnaby  | Present |
| Commissioner  | Zenaida Denizac  | Present |
| Commissioner  | Anthony Bellizio | Present |
| Commissioner  | Chris Nabicht    | Present |
| Commissioner  | Nancy Schleicher | Present |
| City Manager  | William D. Denny | Present |
| City Attorney | Becky Vose       | Present |
| City Clerk    | Joyce Raftery    | Present |

Also Present: Deputy City Manager Dale Baker; and VCSO Captain Dave Brannon.

**3. PLEDGE TO THE FLAG:**

Mayor Masiarczyk led everyone in the pledge of allegiance to the flag.

Mayor Masiarczyk opened and closed the meeting for public comment as there were none.

**4. BUSINESS:**

**A. Discussion re: Ordinance No. 25-2014, Sales of Food on House of Worship Property.**

The Commission and staff discussed installation and removal of the vendor's equipment/structure being within the same day, the impact the ordinance would have on ice-cream trucks, polling precincts, churches, and the Christmas Parade; if there is any impact on church fundraising, changing the language in Section 22-189 – Exceptions to "sponsored special events, festivals or parades, or with a permit issued by the city.", and implications of the vendors storing equipment/structure in a barn or shed located on church property.

Mayor Masiarczyk opened the meeting to the public.

Terri Maxwell, 1671 Montecito Avenue, asked for a copy of Ordinance No. 25-2014 and that it would not be feasible for a vendor to leave its structure on the property because the vendor's insurance would triple.

**After discussion, the Commission concurred to direct the City Attorney to change Section 22-189 to “sponsored special events, festivals or parades, or with a permit issued by the city”; and to add that the vendor’s structures be “erected and removed in the same day” to the Ordinance.**

The Commission and staff discussed the \$20 permit fee being a one (1) time fee, vendors being required to get a business license, hours the vendor would be able to operate, churches needing a special events permit if having more than one (1) vendor on the property, whether to limit the vendor's accessories such as a truck and a canopy, whether to include any other street vendors in the Ordinance, and whether the businesses/vendors will be subject to inspections.

Bill Maxwell, 1671 Montecito Avenue, stated that there is a State law that supersedes Section 22-187 which only pertains to produce and he asked for the Commission to look at that State law.

The Commission and staff summarized that the City Attorney would look into the State law mentioned by Mr. Maxwell, changing the language in Section 22-189 as discussed, the City Attorney to send a copy of the changes to the Commission and the Ordinance being scheduling for first reading on September 3, 2014.

**B. Discussion and consideration of the City Manager Selection Process.**

The Commission and staff discussed the City Manager process that took place in 2008 which was included as backup documents to the agenda item, issuing a Request for Proposal (RFP) to use a consultant firm to assist with the process, what the timeline would be, waiting to place the advertisement for the position until voters vote in November on the Charter amendments, what is expected of the consultant firm, the cost for the consultant firm, adhering to set standards, whether to hire a single consultant versus a consulting firm and the cost, the number of City Manager applicants the Commission wants to see, who should narrow down all the City Manager applications, the Commission setting the minimum requirements for a City Manager, and whether or not to have Mr. Tipton submit a proposal for consulting services.

**The Commission concurred that the process would be as follows:**

- **Staff provides a copy of the RFP to the Commission within the next day or two (2);**
- **The Commission provides staff any changes to the RFP within three (3) days;**
- **The RFP will run approximately for 30 days;**
- **The Commission will review and make a decision the end of September or the first part of October on a consultant and to include in the consultants contract that if the City Manager leaves within the first year of hire that the consultant will repeat the process at no cost to the City;**
- **Staff will schedule discussions with the consultant at a workshop in October or**

**special meeting if necessary; and**

- **The consultant will create the advertisement for the position to go out to print after the November election, November 5, 2014.**

Bill Maxwell, 1671 Montecito Avenue, stated on the previous agenda item, Ordinance No. 25-2014, Section 22-190, the language should be changed from “may grant” to “will grant” and he asked what would happen to the vendor selling produce on the same church property located on Providence Blvd. because the Ordinance states “only one (1) permit per house of worship is permitted”.

**After discussion, the Commission concurred to change the language in Ordinance No. 25-2014, Section 22-190, to “only one (1) vendor per day, per house of worship is permitted”.**

**5. CITY MANAGER COMMENTS:**

Mr. Denny stated that this was his last meeting with the Commission and he thanked the Commission for allowing him to be the City Manager. He explained that he started his career with Deltona Water Corp. in 1969 and he gets to end his career here which is very fortunate, he has enjoyed working as City Manager and loves the City of Deltona, and that he will be happy to help with whatever he can.

Commissioner Denizac thanked Mr. Denny for his service to the City and what he brought to the table.

Commissioner Nabicht stated a true testament to a man is to leave a place better than he found it and Mr. Denny certainly had.

Commissioner Barnaby congratulated Mr. Denny, he is a gentleman and he wished him the best of luck.

Commissioner Schleicher stated she felt that Mr. Denny had changed the atmosphere of the City for the better.

Commissioner Bellizio suggested when the Commission moves forward in the search for a new City Manager that it continues on the coattails that Mr. Denny has laid out, select someone who puts professionalism and objectivity above everything else, a large portion of the City’s responsibility falls on the City Manager, and that it is vital that the cultural change provided by Mr. Denny be continued in the future.

Mr. Denny stated a City Manager can be as tough as he/she needs to be, but treat staff fairly, they will go the distance with you and tell staff if you come to me with a problem, come to me with a solution and assist them with it.

Mayor Masiarczyk stated staff fought with Marco Island to get Mr. Denny to work here because he was from here, he knew the system well and staff was lucky to convince him to work here.

Commissioner Barnaby asked if Mr. Denny recommended that the City search for a way to purchase Deltona North and Mr. Denny replied absolutely. Commissioner Barnaby stated he fully recommends finding a way to purchase Deltona North to have autonomy.

Commissioner Schleicher wished all the current fellow Commissioners who are running for office good luck.

**6. ADJOURNMENT:**

There being no further business the meeting adjourned at 6:29 p.m.

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Karissa Cook, Administrative Assistant  
City Clerk's Office